

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

HERMÈS INTERNATIONAL, a corporation organized under the laws of France, HERMÈS INTERNATIONAL CORPORATION, a corporation organized under the laws of France, HERMÈS INTERNATIONAL CORPORATION FRANCE, a corporation organized under the laws of France, HERMÈS SELLIER, a corporation organized under the laws of France, HERMÈS OF PARIS, INC., a corporation organized under the laws of New York

CASE NO. CV-06-3605(LDW)

*Order*  
~~STIPULATION OF DISMISSAL OF  
COUNTERCLAIMS WITH  
PREJUDICE~~

Plaintiffs,

vs.

WALTER KIERNAN, individually,  
SERAFINA KIERNAN, individually,  
WALTER KIERNAN AND SERAFINA  
KIERNAN D/B/A  
WWW.IMPURSENATOR.COM D/B/A  
IMPURSENATOR HANDBAGS, DINESE  
KESTLY A/K/A DENISE KENSLEY,  
A/K/A DINESE KENSELY, individually and  
DINESE KESTLY A/K/A DENISE  
KENSLEY A/K/A DINESE KENSELY  
D/B/A WWW.ORIENTSOURCING.COM  
D/B/A SACKS IN THE CITY and  
PURSEPECTIVES, LLC various JOHN and  
JANE DOES 2-10 and XYZ COMPANIES 2-  
10 (UNIDENTIFIED),

Defendants.

**ORDER DISMISSING COUNTERCLAIMS WITH PREJUDICE**

The Court having been advised that that the parties entered into a Stipulation of Dismissal of Counterclaims with Prejudice,

IT IS THEREFORE ORDERED, that all counterclaims by WALTER KIERNAN, individually, SERAFINA KIERNAN, individually, WALTER KIERNAN AND SERAFINA KIERNAN D/B/A WWW.IMPURSENATOR.COM D/B/A ("Defendants") against HERMÈS INTERNATIONAL, a corporation organized under the laws of France, HERMÈS INTERNATIONAL CORPORATION, a corporation organized under the laws of France, HERMÈS INTERNATIONAL CORPORATION FRANCE, a corporation organized under the laws of France, HERMÈS SELLIER, a corporation organized under the laws of France, HERMÈS OF PARIS, INC., a corporation organized under the laws of New York, and all agents, attorneys and employees of such entities (collectively "Plaintiffs") are hereby dismissed with prejudice pursuant to Fed. R. Civ. P. 41(a)(1)(ii).

HONORABLE JUDGE LEONARD D. WEXLER  
UNITED STATES DISTRICT JUDGE

Dated: Central Filing, NY  
9/29/06